REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: 064[1].jpg

Other Known Title: Not Stated

Format: Computer Image File

Director/Author: Not Applicable

Producer/Publisher: Not Stated

Country of Origin: Not Stated

Language: Not Applicable

Classification: Unrestricted

Descriptive Note: Not Applicable.

Display Conditions: Not Applicable

Date of entry in Register: 27 June 2005

Date of direction to issue a label: Not Applicable

Applicant: The District Court at Auckland

Applicant to the Labelling Body: Not Applicable

OFLC No: 500685

Unexcised version of publication: Not Applicable

	Components	Running time
Menu:		
Feature:		
Other timed components:		
Total running time:		

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

Summary of reasons
for classification:

The computer image file entitled *064[1].jpg* is classified as:
Unrestricted.

The publication is a computer image file submitted on a writable disc. The image depicts a naked girl. To be considered a "matter such as sex" within the meaning of s3(1) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) the image must be reasonably capable of being regarded as sexual in nature. Because the image displays none of the characteristics that would cause a reasonable person to regard it as sexual in nature, the image cannot fairly be said to pass through the subject-matter gateway of s3(1) of the FVPC Act. The Classification Office is bound to apply the meaning of "matters such as sex" that is most consistent with the rights set out in s14 of the New Zealand Bill of Rights Act 1990. The publication is therefore classified as unrestricted.